

MEDICINE BOARD[653]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 147.76 and chapters 17A, 148 and 272C, the Board of Medicine hereby gives Notice of Intended Action to amend Chapter 23, "Grounds for Discipline," Iowa Administrative Code.

This amendment is intended to prevent surgery on the wrong patient or at the wrong surgery site and to prevent unauthorized or unnecessary procedures. This amendment also stresses the importance of preprocedural verification.

The Board approved this amendment during a regularly scheduled meeting on September 3, 2009.

Any interested person may present written comments on the proposed amendment not later than 4:30 p.m. on October 27, 2009. Such written materials should be sent to Mark E. Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686, or E-mailed to mark.bowden@iowa.gov.

There will be a public hearing on October 27, 2009, at 11 a.m. in the Board office, at which time persons may present their views either orally or in writing. The Board of Medicine office is located at 400 S.W. Eighth Street, Suite C, Des Moines, Iowa.

This amendment is intended to implement Iowa Code chapter 148.

The following amendment is proposed.

Adopt the following **new** subrule 23.1(42):

23.1(42) Performing or attempting to perform health care services on the wrong patient or at the wrong site on the body; performing an unauthorized procedure; or performing a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition. For purposes of this subrule, performing or attempting to perform health care services includes the preparation of the patient.